

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

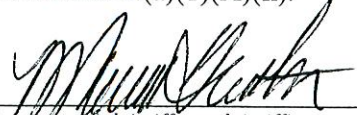
MICHAEL L. DAYTON, ,  
Plaintiff(s)  
  
v.  
WESLEY GLEN FORT, ALBERT L.  
PROVOST, Individually, and ALBERT  
L. PROVOST d/b/a JUGGIE's  
CONCESSIONS, Defendant(s)

**STIPULATION OF  
VOLUNTARY DISMISSAL  
PURSUANT TO F.R.C.P.  
41(a)(1)(A)(ii)**

Case No.: 07 CIV. 8643 (WCC)

**STIPULATION OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(ii)**

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel(s) that the above-captioned action is voluntarily dismissed, without prejudice against the defendant(s) ALL DEFENDANTS pursuant to the Federal Rules of Civil Procedure 41(a)(1)(A)(ii).

  
Signature of plaintiffs or plaintiff's counsel

3250 Route 9W  
Address

New Windsor, NY 12553  
City, State & Zip Code

(845) 562-9020  
Telephone Number

Dated: July 29, 2008

  
Signature of defendants or defendant's counsel

One Corwin Court - PO Box 1479  
Address

Newburgh, NY 12550  
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(845) 565-1100  
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Dated: August 27, 2008